

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
MOISES DOMINICI *et al.*,

Plaintiffs,

-v-

RISING SUN CONSTRUCTION LLC,

Defendants.
-----X

18-CV-11383 (JPC)

ORDER

JOHN P. CRONAN, United States District Judge:

The Court is in receipt of the parties' joint request for approval of their proposed settlement agreement pursuant to *Cheeks v. Freeport Pancake House*, 796 F.3d 199 (2d Cir. 2015). Dkt. 67. Before the Court can approve this agreement, it seeks clarification on one issue.

Under the agreement, Plaintiff Eddy Garcia will receive \$4,864.10, approximately 26.5% of his total estimated damages of \$18,365.50. *See id.* at 2. Plaintiff Juan Marquez will receive \$7,936.07, approximately 26.3% of his total estimated damages of \$30,230.00. *See id.* Plaintiff Jose Barros will receive \$7,660.36, approximately 38.5% of his total estimated damages of \$19,887.50. *See id.* And Plaintiff Demetrio Morales Martinez will receive \$7,035.01, approximately 14.1% of his total estimated damages of \$49,802.00. *See id.*

Within one week of the filing of this Order, the parties shall submit a joint letter explaining the rationale behind each Plaintiff's settlement figure and why there is such a discrepancy among them.

SO ORDERED.

Dated: May 6, 2021
New York, New York



JOHN P. CRONAN
United States District Judge